

IN THE SENATE OF THE UNITED STATES.

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APRIL 13, 1880.—Ordered to be printed.

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Mr. BURNSIDE, from the Committee on Military Affairs, submitted the following

REPORT:

[To accompany bill S. 1039.]

*The Committee on Military Affairs, to whom was referred the bill (S. 1039) to authorize the restoration of William McGee to the rank of second lieutenant in the Army, having had the same under consideration, beg leave to submit the following report:*

After careful examination of the case, your committee cannot recommend any interference by the Senate in the action of the court-martial which sentenced Lieutenant McGee to dismissal. He seems to have been convicted of all the charges and specifications preferred against him with the exception of the third and fourth specifications of the last charge which was that of drunkenness. The other charges and specifications included the killing of a brother officer, making false statements, and associating with noisy and boisterous citizens. There are, of course, some palliating circumstances attending the shooting, but they were not sufficiently so to warrant the committee in a recommendation for favorable action upon this bill.

Your committee, therefore, report the bill back adversely, ask to be discharged from its further consideration, and recommend its indefinite postponement.

